



THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 97,078-O)

PATENT

In application of:

Gocke *et al.*

Serial No. 10/646,397

Filed: August 22, 2003

For: Detection of Extracellular Tumor-
Associated Nucleic Acid in Blood
Plasma or Serum using Nucleic Acid
Amplification Assay

Before the Examiner:
J. Siew

Group Art Unit: 1656

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached

Request to Use Computer Readable Form from Another Application

2. No additional fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 herein above, are being sent via U.S. postal service with sufficient postage as first class mail in an envelope Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 13th day of April 2004.

By:

Kevin E. Noonan, Ph.D.
Reg No. 35,303



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**REQUEST TO USE COMPUTER-READABLE FORM
FROM ANOTHER APPLICATION**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice to Comply, mailed March 29, 2004 (a copy of which accompanies this response), Applicants respectfully request that the computer-readable form of the Sequence Listing submitted in U.S. Serial No. 09/642,952, filed August 21, 2000, now U.S. Patent No. 6,521,409, issued February 18, 2003, be used in the above-captioned application. The computer-readable form of the Sequence Listing filed in U.S. Serial No. 09/642,952 is identical with the paper copy of the Sequence Listing submitted in this application, U.S. Serial No. 10/646,397. In accordance with 37 C.F.R. §1.821(e), please use the only computer-readable form filed in U.S. Serial No. 09/642,952 as the computer-readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary changes in application number and filing date for the computer-readable form that will be used for the instant application. A paper copy of the

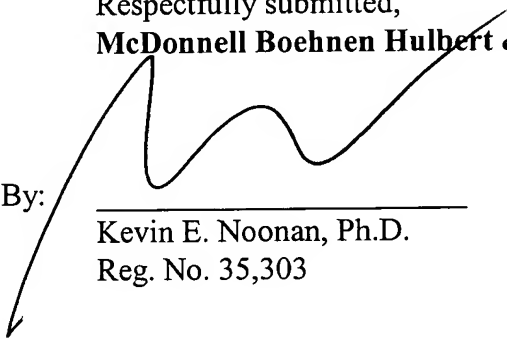
Sequence Listing is included in the originally-filed specification of the instant application, and incorporation of the computer-readable form of the Sequence Listing from U.S. Serial No. 09/642,952 into the instant application introduces no new matter into the instant specification as filed.

If Examiner Siew believes it to be helpful, he is invited to contact the undersigned attorney by telephone at (312) 913-0001.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

Date: April 13, 2004

By:



Kevin E. Noonan, Ph.D.
Reg. No. 35,303